

Thw/AFB

Patent

BE-119

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Erich Kast, et al
Serial No: 10/686,037
Filed: October 15, 2003
For: IMPLANT FOR PLACEMENT BETWEEN VERTEBRAE
Examiner: David Comstock
Art Unit: 3732

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

S I R:

Applicant hereby appeals from the Examiner's Final Rejection of claims 1 and 4 - 12 in the Office Action dated March 23, 2005.

The amount of \$ 250.00 to cover the appeal fee is being charged as per attached form PTO-2038.

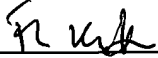
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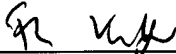
Any additional fees or charges required at this time in connection with the application may be charged to Patent and Trademark Office Deposit Account No. 11-1835.

Respectfully submitted,

By 
Friedrich Kueffner
Reg. No. 29,482
317 Madison Avenue, Suite 910
New York, New York 10017
(212) 986-3114

Dated: July 22, 2005
Encls: PTO-2038 (\$250.00)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 22, 2005.

By:  Date: July 22, 2005
Friedrich Kueffner